



THE ATTORNEY GENERAL
OF TEXAS

JIM MATTOX
ATTORNEY GENERAL

October 29, 1990

Mr. H. Clyde Farrell, Chief
Consumer Protection Division
Attorney General's Office
P.O. Box 12548
Austin, Texas 78711-2548

OR90-520

Dear Mr. Farrell:

You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, article 6252-17a, V.T.C.S. Your request was assigned ID# 9463.

We have considered the exception you claimed, specifically section 3(a)(3), and have reviewed the documents at issue. A previous determination of this office, Open Records Decision No. 551, a copy of which is enclosed, resolves your request. As you advise that litigation is reasonably anticipated with respect to the subject matter of the requested information, you may withhold the requested information. Please note the discussion in Open Records Decision No. 551 with respect to the duration of the exception. As section 3(a)(3) is dispositive of your request at this time, we need not address the other exceptions you raised.

The subject matter of ID# 9463 is essentially similar to that of ID# 8990 (which was answered by letter ruling OR90-245). Both files concern information arising from the same events. We are returning to you the documents submitted for our review with respect to both files at this time.

Because case law and prior published open records decisions resolve your request, we are resolving this matter with this informal letter ruling rather than with a published open records decision. If you have questions about this ruling, please refer to OR90-520.

Yours very truly,

A handwritten signature in dark ink, appearing to read "John Steiner", is written over the typed name and title.

John Steiner
Assistant Attorney General
Opinion Committee

JS/le

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Ref.: ID# 9463, 10807, OR90-245

Enclosure: Open Records Decision No. 551
Documents submitted w/9463
Documents submitted w/OR90-245

cc: Ray Chester
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